

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE:


Fusner, Penny L.	:	Chapter 13
	:	
Debtors	:	Docket No. 17-16030-ref

**PRAECIPE TO WITH DRAW CLAIM**

The Creditor, Berks County Tax Claim Bureau, hereby withdraws its claim in the amount of \$1,801.22 for the Debtors' property located at 1138 North 11<sup>th</sup> Street, City of Reading, Pennsylvania, account number 13-174975 for unpaid taxes. The claim was filed on March 1, 2018.

Respectfully submitted,

Date: 6/28/18

  
\_\_\_\_\_  
Stacy A. Phile, Berks County  
Treasurer/Tax Claim Bureau  
633 Court Street, 2<sup>nd</sup> Floor  
Reading, PA 19601-4302  
Phone: 610-478-6625

**U.S. Bankruptcy Court**  
**Eastern District of Pennsylvania**

Notice of Electronic Claims Filing

The following transaction was received from PHILE, STACY on 3/1/2018 at 8:16 AM EST

[File another claim](#)

**Case Name:** Penny Lynn Fusner  
**Case Number:** 17-16030-ref  
Berks County Tax Claim Bureau  
**Creditor Name:** 633 Court St 2nd Fl Svc Ctr  
Reading Pa 19601  
**Claim Number:** 15 Claims Register  
**Amount Claimed:** \$1801.22  
**Amount Secured:** \$1801.22  
**Amount Priority:**

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**Fusner.pdf

**Electronic document Stamp:**

[STAMP bkecfStamp\_ID=1008166204 [Date=3/1/2018] [FileNumber=26360793-0  
] [0788170dadd42e14a7492141d8318560013bd35cebe9d4b150e05eb9bffc4cd433a  
c869ee9b61278ab054af6665181a59acff2aef9f8909e58bdeb9ec2ef8da]]

**17-16030-ref Notice will be electronically mailed to:**

MARY F. KENNEDY on behalf of Creditor CITIZENS BANK OF PENNSYLVANIA  
mary@javardianlaw.com, tami@javardianlaw.com

BRENNA HOPE MENDELSON on behalf of Debtor Penny Lynn Fusner  
tobykmendelson@comcast.net

FREDERICK L. REIGLE  
ecfmail@fredreiglechl3.com, ecf\_frpa@trustee13.com

REBECCA ANN SOLARZ on behalf of Creditor Fifth Third Bank  
bkgroup@kmlawgroup.com

United States Trustee  
USTPRegion03.PH.ECF@usdoj.gov

**17-16030-ref Notice will not be electronically mailed to:**

Atlas Acquisitions LLC  
294 Union St.

Hackensack, NJ 07601

Synchrony Bank  
c/o PRA Receivables Management, LLC  
PO Box 41021  
Norfolk, VA 23541

B10 (Official Form 10) (04/13)

UNITED STATES BANKRUPTCY COURT Eastern District of Pennsylvania		<b>PROOF OF CLAIM</b>
Name of Debtor:  Fusner, Penny	Case Number:  17-16030-ref	
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Berks County Tax Claim Bureau		
Name and address where notices should be sent: Berks County Tax Claim Bureau 633 Court St 2nd Fl Svc Ctr Reading Pa 19601  Telephone number: (610) 478-6625 email:		<b>COURT USE ONLY</b>
Name and address where payment should be sent (if different from above):    Telephone number: email:		<input type="checkbox"/> Check this box if this claim amends a previously filed claim.  <b>Court Claim Number:</b> _____ <i>(If known)</i>  <b>Filed on:</b> _____
<b>1. Amount of Claim as of Date Case Filed:</b> \$ <u>1,801.22</u>  If all or part of the claim is secured, complete item 4.  If all or part of the claim is entitled to priority, complete item 5.  <input checked="" type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.		
<b>2. Basis for Claim:</b> <u>2017 county, city, and school taxes</u> (See instruction #2)		
<b>3. Last four digits of any number by which creditor identifies debtor:</b>  <div style="text-align: center;">4 9 7 5</div>	<b>3a. Debtor may have scheduled account as:</b>  _____ (See instruction #3a)	<b>3b. Uniform Claim Identifier (optional):</b>  _____ (See instruction #3b)
<b>4. Secured Claim (See instruction #4)</b> Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.		
<b>Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any:</b>  <div style="text-align: right;">\$ <u>1,801.22</u></div>		<b>Amount of secured claim, if any:</b>  <div style="text-align: right;">\$ <u>1,801.22</u></div>
<b>Nature of property or right of setoff:</b> <input checked="" type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____  <b>Value of Property:</b> \$ _____  <b>Annual Interest Rate</b> _____ % <input type="checkbox"/> Fixed or <input type="checkbox"/> Variable (when case was filed)		<b>Basis for perfection:</b> _____  <b>Amount of Secured Claim:</b> \$ <u>1,801.22</u>  <b>Amount Unsecured:</b> \$ _____
<b>5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.</b>		
<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).  <input type="checkbox"/> Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7).	<input type="checkbox"/> Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4).  <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).	<input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5).  <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)( ).
<b>Amount entitled to priority:</b> \$ _____		
<i>*Amounts are subject to adjustment on 4/01/16 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</i>		
<b>6. Credits.</b> The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)		

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**7. Documents:** Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #7, and the definition of "redacted".)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

**8. Signature:** (See instruction #8)

Check the appropriate box.

☒ I am the creditor. ☐ I am the creditor's authorized agent. ☐ I am the trustee, or the debtor, or their authorized agent. ☐ I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)  
(See Bankruptcy Rule 3004.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Stacy A Phile  
Title: Berks County Tax Claim Bureau Director  
Company: Berks County Tax Claim Bureau  
Address and telephone number (if different from notice address above):  
\_\_\_\_\_  
\_\_\_\_\_

(Signature)

(Date)

Telephone number: \_\_\_\_\_ email: \_\_\_\_\_

*Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.*

#### INSTRUCTIONS FOR PROOF OF CLAIM FORM

*The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.*

##### Items to be completed in Proof of Claim form

##### Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

##### Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

##### 1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

##### 2. Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

##### 3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

##### 3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

##### 3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

##### 4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the

claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien documentation, and state, as of the date of the bankruptcy filing, the annual interest rate (and whether it is fixed or variable), and the amount past due on the claim.

##### 5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a).

If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

##### 6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

##### 7. Documents:

Attach redacted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest and documents required by FRBP 3001(c) for claims based on an open-end or revolving consumer credit agreement or secured by a security interest in the debtor's principal residence. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

##### 8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.



Dist/Acct#: 13 174975 Yr: 117 Document Page 6 of 6

\* \* ASSISTANCE \* \*

Name.....: FUSNER PENNY LYNN

F3=Exit F5=Print

Location...: 1138 N 11TH ST

F12=Previous

Mailing....: 1138 N 11TH ST

Original due 1801.22

READING

PA 19604 2126

Less paid

Disb.%	Balance due:	Tax	Penalty	Interest	Cost	Balance due
.2102	County....:	338.37	33.84		30.00	402.21

Prothy Fee

5% Operating Fee

1/2% Attorney Fee

.5042	Municipal:	811.93	81.19			893.12
.2856	School....:	459.90	45.99			505.89

\* Total 1610.20 161.02 .00 30.00 1801.22

Pay.Date	Tp	Check	State/Number	Receipt#	Bad	Sp	Dsb	SpYr	Amount	Entered by
8/08/17	02	VA	2002493294	170435838	N	Y	Y	16	2016.58	TXMRIVER
8/08/17	02	VA	2002493294	170435838	N	Y	Y	15	1875.45	TXMRIVER
4/24/15	02	PA	3037	150378315	N	Y	Y	14	1707.71	TRNBAND
9/26/14	02	PA	1821	140364724	N	Y	Y	13	1727.98	TXAGRIM
5/02/14	01			140353892	N	Y	Y	13	150.00	TXJLEH
3/07/13	02	PA	1689	130324670	N	Y	Y	12	738.87	TXCPEREZ
3/07/13	01			130324669	N	Y	Y	12	350.00	TXCPEREZ